

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

LOUISIANA WHOLESALE DRUG CO., INC.,)	Civil Action No. 07-cv-7343 (HB)
)	
Plaintiff,)	Hon. Harold Baer, U.S.D.J.
)	ECF CASE
v.)	
)	
SANOFI-AVENTIS U.S., LLC and)	
AVENTIS PHARMACEUTICALS, INC.,)	
)	
Defendants.)	
)	

**DEFENDANTS SANOFI-AVENTIS U.S., LLC AND
AVENTIS PHARMACEUTICALS, INC.'S
MOTION TO STRIKE PLAINTIFF'S LR 56.1 RESPONSE TO DEFENDANTS'
STATEMENT OF UNDISPUTED MATERIAL FACTS
AND STATEMENT OF ADDITIONAL DISPUTED FACTS**

NOW INTO COURT, through its undersigned counsel, come Defendants sanofi-aventis u.s. llc, and Aventis Pharmaceuticals, Inc. (collectively, “Aventis”), who pursuant to Local Civil Rule 56.1, respectfully move the Court to strike the paragraphs in Plaintiff Louisiana Wholesale Drug Co., Inc.’s (“LWD”) LR 56.1 Response to Defendants’ Statement of Undisputed Material Facts (“Response”) and its Statement of Additional Disputed Facts (“SADF”) that fail to comply with Local Civil Rule 56.1.

The reasons and bases for this Motion are fully set forth in the accompanying Memorandum of Points and Authorities, which is incorporated by reference herein.

WHEREFORE Aventis respectfully requests that the Court strike the paragraphs in LWD's LR 56.1 Response and its SADF that fail to comply with Local Civil Rule 56.1.

Dated: September 2, 2008

Respectfully submitted,

/s/ John M. Bradley

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CERTIFICATE OF SERVICE

I, John M. Bradley, certify that the foregoing Motion to Strike was served on September 2, 2008, on the counsel listed below in the manner(s) indicated below:

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